

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK  
THE UNITED STATES OF AMERICA,

Plaintiffs,

v.

STATE OF NEW YORK; KATHLEEN HOCHUL,  
Governor of New York, in her Official Capacity;  
LETITIA A. JAMES, Attorney General of New  
York, in her Official Capacity,

Defendants.

Case No.  
25-cv-00744-MAD-PJE

**NOTICE OF MOTION FOR LEAVE TO FILE AN AMICUS BRIEF**

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law, the proposed amicus brief attached as Exhibit A, and all prior pleadings and proceedings herein, proposed *amici curiae* The Legal Aid Society, Immigrant Defense Project, Sanctuary for Families, New York County Defender Services, LatinoJustice PRLDEF, Neighborhood Defender Service of Harlem, Make the Road New York, and Brooklyn Defender Services, by their undersigned attorneys, will move this Court, before the Honorable Mae D'Agostino at the James T. Foley United States Courthouse, 445 Broadway, Albany, New York, at a date and time to be designated by the Court, for an order a) granting them leave to file the attached amicus curiae brief in support of Defendants' motion to dismiss and b) granting any other relief that the Court deems just and proper, pursuant to Local Rule 7.2.

Counsel for Plaintiff and Defendants have consented to the relief sought by this motion.

Dated: August 11, 2025  
New York, NY

Respectfully submitted,

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To:

All counsel of record  
*Via ECF*

**CERTIFICATE OF SERVICE**

I, Evan Henley, hereby certify that on August 11, 2025, I caused this Notice of Motion and the attached Memorandum of Law, Exhibit A (Proposed Amicus Brief), and Exhibit B (Proposed Order) to be filed on the Court's Electronic Case Filing system, which will provide electronic notice to all counsel of record.

/s/ Evan Henley  
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Evan Henley